



# Criminal Justice and Public Order Act 1994

## 1994 CHAPTER 33

### PART V

#### PUBLIC ORDER: [F1UNAUTHORISED ENCAMPMENTS AND] COLLECTIVE TRESPASS OR NUISANCE ON LAND

##### *Powers to remove trespassers on land*

#### [F162D Common land: modifications

- (1) In their application to common land sections 62A to 62C have effect with these modifications.
- (2) References to trespassing and trespassers have effect as if they were references to acts, and persons doing acts, which constitute—
  - (a) a trespass as against the occupier, or
  - (b) an infringement of the commoners' rights.
- (3) References to the occupier—
  - (a) in the case of land to which the public has access, include the local authority and any commoner;
  - (b) in any other case, include the commoners or any of them.
- (4) Subsection (1) does not—
  - (a) require action by more than one occupier, or
  - (b) constitute persons trespassers as against any commoner or the local authority if they are permitted to be there by the other occupier.
- (5) In this section “common land”, “commoner” and “the local authority” have the meanings given by section 61.]

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**Changes to legislation:** Criminal Justice and Public Order Act 1994, Section 62D is up to date with all changes known to be in force on or before 19 July 2023. There are changes that may be brought into force at a future date. Changes that have been made appear in the content and are referenced with annotations. (See end of Document for details) [View outstanding changes](#)

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#### Textual Amendments

- F1** [S. 62D](#) inserted (27.2.2004) by Anti-social Behaviour Act 2003 (c. 38), **ss. 63, 93**; S.I. 2003/3300, **art. 3(b)**

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**Changes and effects yet to be applied to the whole Act associated Parts and Chapters:**

Whole provisions yet to be inserted into this Act (including any effects on those provisions):

- s. 51(10)(a)(ia) inserted by [2003 c. 44 Sch. 36 para. 11\(3\)](#)